



Policy: 4190
Procedure: 4190.01
Chapter: Secure Facilities
Rule: Pastoral Counseling and Confidentiality Issues

Effective: 01/06/06
Replaces: 4190.01
Dated: 01/27/99

Purpose:

Arizona Department of Juvenile Corrections (ADJC) Chaplains provide private pastoral counseling and opportunities for confession to the juveniles. The privileged nature (confidentiality) of a juvenile's revealed material is maintained except in cases of immediate or future danger to the juvenile or to others and in all cases of child molestation in accordance with Arizona Revised Statutes (ARS) § 13-3620(A).

Rules:

1. **ANY JUVENILE, EMPLOYEE, INTERN, OR VOLUNTEER** may contact a Chaplain about a juvenile's request for private religious counseling.
2. **ANY EMPLOYEE OR VOLUNTEER** shall:
 - a. Refer a juvenile for an appointment with a Chaplain within 24 hours of the juvenile's request;
 - b. Accompany the request for the Chaplain's services with either a written or verbal explanation.
3. The **CHAPLAIN** shall arrange all appointments:
 - a. Prior to counseling, a **CHAPLAIN** shall inform the juvenile regarding confidentiality of revealed material;
 - b. A **CHAPLAIN** shall refer to appropriate professional mental health employee and/or to Security and write an Incident Report, if necessary, whenever there are indications that:
 - i. A juvenile may harm him/herself;
 - ii. Others may be in danger;
 - iii. The safe and secure operations of a secure facility may be threatened;
 - iv. The juvenile has been a victim or perpetrator of child molestation.
4. Parent/Guardian Consent: A **CHAPLAIN** shall obtain parental or guardian consent before proceeding with any of the following services or completing any related documents for the juvenile:
 - a. Rite of baptism;
 - b. Preparation for First Communion;
 - c. Confirmation instructions;
 - d. Confession of faith which would lead to denominational identity.
5. **ADJC JUVENILES** in secure facilities have the right to privileged and confidential communication with an ADJC Chaplain or other religious personnel as long as this session does not reveal harm done or to be committed by the juvenile in question, harm that could be done to others, or if it interferes with the Chaplain's duty to report, ARS § 13-3620(A) (2004).

Effective Date:	Approved by Process Owner:	Review Date:	Reviewed By:
01/17/06	Dianne L. Gadow		